



UNITED STATES  
NUCLEAR REGULATORY COMMISSION  
WASHINGTON, D. C. 20555

May 12, 1988

Docket No. 50-219

Mr. E. E. Fitzpatrick  
Vice President/Director  
Oyster Creek Nuclear Generating Station  
Post Office Box 388  
Forked River, New Jersey 08731

Dear Mr. Fitzpatrick:

SUBJECT: REQUEST FOR WITHHOLDING INFORMATION FROM PUBLIC DISCLOSURE  
(TAC NO. 67743)

By your application dated March 30, 1988, and General Electric Company's (GE) affidavit dated September 24, 1987, you submitted NEDC-31462P "SAFER/CORECOOL/GESTR-LOCA LOSS-OF-COOLANT-ACCIDENT-ANALYSIS" dated August 1987, and requested that it be withheld from public disclosure pursuant to 10 CFR 2.790.

You stated that the submitted information should be considered exempt from mandatory public disclosure for the following reasons.

1. The information discloses a process, method or apparatus where prevention of its use by GE's competitors without license from GE constitutes a competitive economic advantage over other companies.
2. The information consists of supporting data and analyses, including test data, relative to a process, method or apparatus, the application of which provide a competitive economic advantage, e.g., by optimization or improved marketability.
3. The information if used by a competitor, would reduce his expenditure of resources or improve his competitive position in the design, manufacture, shipment, installation, assurance of quality or licensing of a similar product.
4. The information reveals cost or price information, production capacities, budget levels or commercial strategies of GE, its customers or suppliers.
5. The information reveals aspects of past, present or future GE customer-funded development plans and programs of potential commercial value to GE.
6. The information discloses patentable subject matter for which it may be desirable to obtain patent protection.
7. GE must treat the information as proprietary according to agreements with other parties.

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PDR ADOCK 05000219  
P PDR

We have reviewed your application and the material based on the requirements and criteria of 10 CFR 2.790 and, on the basis of GE's statements, have determined that the submitted information sought to be withheld contains trade secrets or proprietary commercial information.

Therefore, the report will be withheld from public disclosure pursuant to 10 CFR 2.790(b)(5) and Section 103(b) of the Atomic Energy Act of 1954, as amendment.

Withholding from public inspection shall not affect the right, if any, of persons properly and directly concerned to inspect the document. If the need arises, we may send copies of this information to our consultants working in this area. We will, of course, ensure that the consultants have signed the appropriate agreements for handling proprietary information.

If the basis for withholding this information from public disclosure should change in the future such that the information could then be made available for public inspection, you should promptly notify the NRC. You should also understand that the NRC may have cause to review this determination in the future, as such, if the scope of a Freedom of Information Act request includes your information. In all review situations, if the NRC makes a determination adverse to the above, you will be notified in advance of any public disclosure.

Sincerely,

original signed by  
Alexander W. Dromerick, Project Manager  
Project Directorate I-4  
Division of Reactor Projects I/II  
Office of Nuclear Reactor Regulation

cc: See next page

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Mr. E. E. Fitzpatrick  
Oyster Creek Nuclear Generating Station

Oyster Creek Nuclear  
Generating Station

cc:

Ernest L. Blake, Jr.  
Shaw, Pittman, Potts and Trowbridge  
2300 N Street, NW  
Washington, D.C. 20037

Resident Inspector  
c/o U.S. NRC  
Post Office Box 445  
Forked River, New Jersey 08731

J.B. Liberman, Esquire  
Bishop, Liberman, Cook, et al.  
1155 Avenue of the Americas  
New York, New York 10036

Commissioner  
New Jersey Department of Energy  
101 Commerce Street  
Newark, New Jersey 07102

Regional Administrator, Region I  
U.S. Nuclear Regulatory Commission  
475 Allendale Road  
King of Prussia, Pennsylvania 19406

Mr. David M. Scott, Chief  
Bureau of Nuclear Engineering  
Department of Environmental Protection  
CN 411  
Trenton, New Jersey 08625

BWR Licensing Manager  
GPU Nuclear Corporation  
1 Upper Pond Road  
Parsippany, New Jersey 07054

Deputy Attorney General  
State of New Jersey  
Department of Law and Public Safety  
36 West State Street - CN 112  
Trenton, New Jersey 08625

Mayor  
Lacey Township  
818 West Lacey Road  
Forked River, New Jersey 08731

Licensing Manager  
Oyster Creek Nuclear Generating Station  
Mail Stop: Site Emergency Bldg.  
P. O. Box 388  
Forked River, New Jersey 08731